

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
Caption in Compliance with D.N.J. LBR 9004-2(c)
Law Offices of Mark W. Ford, LLC
4 ½ North Broadway, PO Box 110
Gloucester City, NJ 08030
856-456-8811/856-456-8558 (Fax)
Attorney for the debtor

In Re:

Rodney Jose Kelly

Case Number: 16-11256 MBK

Hearing Date: May 21, 2018

Judge: Michael B. Kaplan

Chapter: 13

Recommended Local Form: ☒ Followed ☐ Modified

NOTICE OF MOTION FOR VOLUNTARY DISMISSAL

To: **Albert Russo**
Standing Chapter 13 Trustee
CN 4853
Trenton, NJ 08650-4853

And attached List of Creditors

PLEASE TAKE NOTICE that on the 21st day of May, 2018 or as soon as counsel may be heard, attorney, for debtors shall apply to the above named court for an Order Dismissing Rodney Jose Kelly, Case number 16-11256 MBK

If you do not want the court to Dismiss the Debtors' Case, then on or before May 14, 2018, you or your lawyer must:

- A. File with the court a written request for a hearing, or if the court *requires a written response*, an answer, explaining your position at:

Clerk, United States Bankruptcy Court
U.S. Post Office & Courthouse Building
PO Box 2067
Camden, NJ 08101-2067

If you mail your request to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above.

You must also mail a copy to:

Mark W. Ford, Esquire
Law Offices of Mark W. Ford, LLC
P.O. Box 110
Gloucester City, New Jersey 08030; and

Albert Russo
Standing Chapter 13 Trustee
CN 4853
Trenton, NJ 08650-4853

B. Attend the hearing scheduled to be held on May 21, 2018, at 10:00 a.m. in Courtroom 8, United States Bankruptcy Court, 402 East State Street, Trenton, New Jersey 08608.

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion or objection and may enter an order granting that relief.

Dated: April 21, 2018


/s/ Mark W. Ford
MARK W. FORD, ESQUIRE

UNITED STATES BANKRUPTCY COURT
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Gloucester City, NJ 08030
856-456-8811
856-456-8558 (Fax)
Attorney for the debtor

In Re:

Rodney Jose Kelly

Case Number: 16-11256 MBK

Hearing Date:

Judge:

Chapter:

Michael B. Kaplan
Judith H. Wizmur

13

Recommended Local Form:



Followed



Modified

**DEBTOR'S CERTIFICATION IN SUPPORT OF VOLUNTARY
DISMISSAL OF CHAPTER 13 BANKRUPTCY**

Rodney Jose Kelly, of full age, upon his oath deposes and says:

1. I am the debtor in the above-captioned matter and have personal knowledge of the facts stated herein.
2. The bankruptcy stay has been lifted and the creditor, Mortgage Company has been allowed to proceed with foreclosure.
3. The sole purpose of the bankruptcy was to stop the foreclosure.
4. I am respectfully requesting that the court dismiss my current bankruptcy

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: March 31, 2018

/s/ Rodney Jose Kelly

Rodney Jose Kelly

Rodney Jose Kelly
04-12-2018

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

Law Offices of Mark W. Ford, LLC
4 ½ North Broadway, PO Box 110
Gloucester City, NJ 08030
856-456-8811/856-456-8558 (Fax)
Attorney for the Debtor

In Re:
Rodney Jose Kelly

Case No.: 16-11256

Chapter: 13

Hearing Date: May 21, 2018

Judge: Michael B. Kaplan

ORDER ON MOTION/APPLICATION TO DISMISS/CONVERT CHAPTER 13 CASE

The relief set forth on the following pages, numbered two (2) through three (3) is **ORDERED**.

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This matter having come before the Court on Motion/Application of
Rodney Jose Kelly, for an Order Dismissing/Converting Debtor's case, and good
cause having been shown, it is hereby

ORDERED as follows:

- ☒ case is dismissed.
- ☐ case is converted to a proceeding under Chapter 7.
- ☐ case is converted to a proceeding under Chapter 11.
- ☐ case is allowed to continue under Chapter 13 upon the following terms and conditions:
 - ☐ (a) payments to the Trustee shall continue in the amount of _____ dollars/month for an additional _____ months;
 - ☐ (b) Debtor(s) shall prepare and file with the Court a Wage Order for continuing Trustee payments;
 - ☐ (c) If the Debtor(s) fail to make regular plan payments to the Trustee for a period of more than 30 consecutive days, upon the Certification of the Trustee of such non-payment, with Notice of the Certification to the debtor(s) and the debtor(s) attorney, if any, the within case shall be dismissed;
 - ☐ (d) Other (ie, Counsel Fee Award or other relief to moving party)

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Upon case dismissal/conversion, any funds held by the Chapter 13 Trustee from payments made on account of debtor(s) Plan, shall be disbursed to the Debtor(s), except as follows:

- (a) \$_____ shall be disbursed to Debtor(s) Counsel for Counsel Fees and Costs hereby allowed as an Administrative Expense;
- (b) \$_____ to _____ (Creditor) for adequate protection payments pursuant to prior Order of the Court.
- (c) Other: _____

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

Law Offices of Mark W. Ford, LLC
4 ½ North Broadway, PO Box 110
Gloucester City, NJ 08030
856-456-8811/856-456-8558 (Fax)
Attorney for the debtor

In Re:

Rodney Jose Kelly

Case No.: 16-11256 MBK

Chapter: 13

Adv. No.: _____

Hearing Date: May 21, 2018

Judge: Michael B. Kaplin

CERTIFICATION OF SERVICE

1. I, Linda Smith :

☐ represent _____ in this matter.

☒ am the secretary/paralegal for Mark W. Ford, who represents
Rodney Jose Kelly in this matter.

☐ am the _____ in this case and am representing myself.

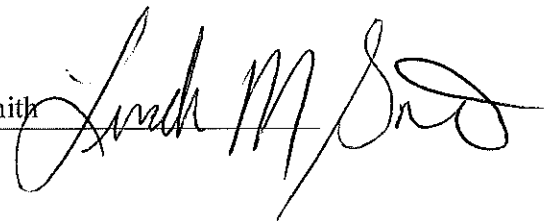
2. On April 23, 2018, I sent a copy of the following pleadings and/or documents
to the parties listed in the chart below.

1. Notice of Motion for Voluntary Dismissal
2. Certification
3. Proposed Order
4. Certificate of Service

3. I certify under penalty of perjury that the above documents were sent using the mode of service
indicated.

Date: 4/23/18

/s/ Linda M. Smith
Signature



Name and Address of Party Served	Relationship of Party to the Case	Mode of Service
Albert Russo Standing Trustee CN 4853 Trenton, NJ 08650-4853	Trustee	<input type="checkbox"/> Hand-delivered <input checked="" type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other Email (As authorized by the Court or by rule. Cite the rule if applicable.)
List of Creditors		<input type="checkbox"/> Hand-delivered <input checked="" type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other (As authorized by the Court or by rule. Cite the rule if applicable.)
		<input type="checkbox"/> Hand-delivered <input type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other (As authorized by the Court or by rule. Cite the rule if applicable.)
		<input type="checkbox"/> Hand-delivered <input type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other (As authorized by the Court or by rule. Cite the rule if applicable.)
		<input type="checkbox"/> Hand-delivered <input type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other (As authorized by the Court or by rule. Cite the rule if applicable.)

Label Matrix for local noticing
0312-3
Case 16-11256-MBK
District of New Jersey
Trenton
Sat Apr 21 19:33:40 EDT 2018

U.S. Bankruptcy Court
402 East State Street
Trenton, NJ 08608-1507

AmeriCredit Financial Services, Inc. dba GM
P O Box 183853
Arlington, TX 76096-3853

E*Trade Bank
c/o Specialized Loan Servicing, LLC
8742 Lucent Blvd, Suite 300
Highlands Ranch, Colorado 80129-2386

FGC Commercial Mortgage Finance
DBA Fremont Mortgage
175 North Riverview Drive
Anaheim, CA 92808-1225

(p)JEFFERSON CAPITAL SYSTEMS LLC
PO BOX 7999
SAINT CLOUD MN 56302-7999

GM Financial
ATTN: Bankruptcy Department
PO Box 183593
Arlington, TX 76096-3593

Harley Davidson Credit Corp.
ATTN: Plaza Associates
JAF Station
PO Box 2769
New York, NY 10116-2769

Harley Davidson Credit Corp.
ATTN: Van Ru Credit Corporation
1350 E. Tough Ave, Suite Number 100E
Des Plaines, IL 60018-3303

Harley-Davidson Credit Corp.
PO Box 9013
Addison, TX 75001-9013

MIDLAND FUNDING LLC
PO Box 2011
Warren, MI 48090-2011

OneMain Financial
Bankruptcy Department
PO Box 140489
Irving, TX 75014-0489

OneMain Financial
PO Box 70911
Charlotte, NC 28272-0911

Pep Boys
ATTN: Bankruptcy Department
3111 West Allegheny Avenue
Philadelphia, PA 19132-1116

(p)PORTFOLIO RECOVERY ASSOCIATES LLC
PO BOX 41067
NORFOLK VA 23541-1067

Rushmore Services Center
PO Box 5508
Sioux Falls, SD 57117-5508

Sprint
ATTN: Allied Interstate
PO Box 361474
Columbus, OH 43236-1474

(p)SPRINT NEXTEL CORRESPONDENCE
ATTN BANKRUPTCY DEPT
PO BOX 7949
OVERLAND PARK KS 66207-0949

Synchrony Bank
c/o of Recovery Management Systems Corp
25 S.E. 2nd Avenue, Suite 1120
Miami, FL 33131-1605

Willingboro Township
ATTN: Tax Collector
1 Dr. M L King Jr Drive
Willingboro, NJ 08046-2853

Albert Russo
Standing Chapter 13 Trustee
CN 4853
Trenton, NJ 08650-4853

Mark W Ford
Law Office of Mark W. Ford, LLC
P.O. Box 110
4 1/2 North Broadway
Gloucester City, NJ 08030-0110

Rodney Jose Kelly
9 Spindletop Lane
Willingboro, NJ 08046-1416

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Fingerhut
ATTN: Jefferson Capital Systems
16 McLeland Road
St. Cloud, MN 56303-2198

(d)Jefferson Capital Systems LLC
Po Box 7999
Saint Cloud Mn 56302-9617

Portfolio Recovery Associates, LLC
c/o Capital One Bank (USA), N.A.
POB 41067
Norfolk VA 23541

Sprint
Attn Bankruptcy Dept
PO Box 7949
Overland Park KS 66207-0949

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)WELLS FARGO BANK, N.A., AS TRUSTEE FOR CAR	(u)WELLS FARGO BANK, N.A., AS TRUSTEE FOR CAR	End of Label Matrix	
	FEIN, SUCH, KAHN & SHEPARD, P.C.	Mailable recipients	22
		Bypassed recipients	2
		Total	24